

DWAYNE PANNELL, ON BEHALF OF HIMSELF AND ALL OTHER PERSONS SIMILARLY SITUATED

INDEX #: 07 CV 3503
DATE FILED: 05/02/2007

- against -

DR. JAY'S, INC.

Plaintiff(s)
Petitioner(s)

JUDGE:
RICHARD M. BERMAN

Defendant(s)
Respondent(s)

STATE OF NEW YORK: COUNTY OF NASSAU: ss:

TONY CONIGLIARO, BEING DULY SURNED DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK

That on 05/07/2007, 10:46AM at 19 WEST 34TH STREET, SUITE #600, NEW YORK NY 10001, deponent served the within SUMMONS IN A CIVIL ACTION, COMPLAINT AND JURY DEMAND & COPY OF THE INDIVIDUAL PRACTICES OF HON. RICHARD M. BERMAN on DR. JAY'S, INC., a defendant in the above action.

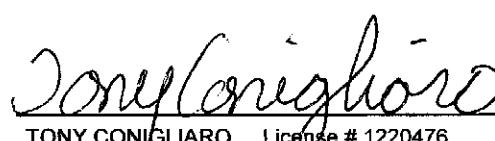
By delivering to and leaving with OMA MAHARAJ at the above address and that he knew the person so served to be the managing agent of the corporation.

DEPONENT DESCRIBES THE INDIVIDUAL SERVED AS FOLLOWS:

Sex M Approximate age 54 Approximate height 5'07" Approximate weight 180 Color of skin WHITE Color of hair BALDING BLACK
Other GLASSES

THE LAW OFFICE OF
JUSTIN A. ZELLER
C/O BRECHER FISHMAN
222 BROADWAY
19TH FLOOR
NEW YORK, NY 10038
(212)897-5859

Sworn to before me on 05/08/2007
MAUREEN MCCAFFREY NO.01MC5018583
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN SUFFOLK COUNTY
COMMISSION EXPIRES OCTOBER 4, 2009


Tony Conigliaro
TONY CONIGLIARO License # 1220476

